IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.666 OF 2005

Akash Prithvi Sony ...Petitioner

Versus

The State of Maharashtra & Anr. ...Respondents

.....

Mr.Akhilesh Upadhyay for Petitioner.

Mr.A.S.Gadkari, A.P.P. for Respondents.

.....

CORAM: A.M.KHANWILKAR, J.

APRIL 7, 2005.

P.C.

1. None appears for the Petitioner.

2. The limited grievance made before this Court which persuaded me to issue notice was that hearing in respect of proceedings under Section 56 of the Bombay Police Act, 1951 was held before one Authority and the order has been passed by the another Authority.

3. Even without going into the preliminary objection raised on behalf of the Respondent that the Petitioner had remedy of appeal under Section 60 of the Act, in view of the reply filed on behalf of the Respondent indicating that the Petitioner was provided opportunity of being heard before the Authority who eventually passed the order and which factual position is supported by the record produced before the Court, no case for interference. Dismissed.

A.M.KHANWILKAR, J.